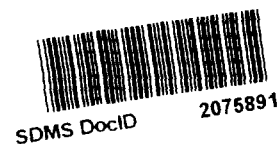




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

AUG 1 6 2006

Mr. Ralph McElvenny, Jr.
USR Metals, Inc.
550 Post Oak Boulevard, Suite 525
Houston, TX 77027

**Re: Safety Light Corporation Site
Bloomsburg, Columbia County, PA**

Dear Mr. McElvenny:

By letter dated January 20, 2005, EPA notified you of USR Metals' potential liability with respect to the Safety Light Corporation Site ("Site"), pursuant to Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9607(a). The purpose of this letter is to obtain certain information regarding USR Metals Corporation (hereinafter referred to as "USR Metals") in connection with the Site. EPA is seeking information relating to USR Metals' ability to pay for or to perform a cleanup at the Site. In order to complete an investigation, EPA requires that USR Metals respond fully and completely to the following items:

INSTRUCTIONS

If asserting a business confidentiality claim on information submitted in response to this request, please clearly mark such information by either stamping or using any other such form of notice that such information is trade secret, proprietary, or company confidential.

Within **ten (10) business days** of receipt of this letter, USR Metals is to answer the questions relevant to its financial status and within **thirty (30) business days** of receipt of this letter USR Metals must substantiate all data provided. This substantiation includes, but is not limited to, copies of United States tax returns, schedules, audit reports (including, but not limited to forms 1120, 990, 990PF and 990AR) for the tax years 2000 through 2005, inclusive.

INFORMATION REQUESTED

1. Business phone number.
2. Type of business (e.g., manufacturing, charitable, etc.) and the state of incorporation.

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3. Type of entity (e.g., corporation, partnership, sole proprietorship, private foundation . . . etc.), date and state of incorporation (if applicable).
4. Information about owners, partners, officers, major shareholders, directors, etc.:
 - a. Names and titles;
 - b. Effective date;
 - c. Home address;
 - d. Phone number;
 - e. Social Security Number; and
 - f. Total Shares or Interest.
5. Latest filed income tax return:
 - a. Form number (e.g., 1120, 990, 990PF, etc.);
 - b. Tax year ended; and
 - c. Net income before taxes.
6. Bank accounts (include all types of accounts such as payroll and general, savings, certificates of deposits, etc.):
 - a. Name of institution;
 - b. Address;
 - c. Type of account;
 - d. Account number; and
 - e. Balance.
7. Bank Credit Available (line of credit, etc.):
 - a. Name of institution;
 - b. Address;
 - c. Credit limit;
 - d. Amount owed;
 - e. Credit available; and
 - f. Monthly payments.
8. Location, box number, and contents of all safe deposit boxes rented or accessed.
9. A description of and statement of type of ownership, including the county and state, of any real property owned by USR Metals.
10. A list of life insurance policies or pollution insurance policies owned with USR Metals listed as a beneficiary:
 - a. Names of insured;
 - b. Company;
 - c. Policy number;

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- d. Type;
- e. Face amount; and
- f. Available loan value.

11. Additional information regarding financial condition:

- a. The docket numbers and names of any court proceedings in which USR Metals or any of its subsidiaries is currently involved;
- b. The docket number, dates, and chapter of any bankruptcies filed by USR Metals or any of its subsidiaries;
- c. Were any assets transferred, at less than full value, by USR Metals in the past five years?
- d. Does USR Metals participate in any trusts, estates, profit-sharing plans, etc.?
- e. Has USR Metals disposed of any real property within the past three years? If so, list the selling price, identify the entity that the property was transferred to and identify the recipient of the proceeds.

12. Accounts/notes receivable of USR Metals including loans to stockholders, officers, partners, etc.:

- a. Name;
- b. Address;
- c. Amount due;
- d. Date due; and
- e. Status.

13. An analysis of USR Metals' current assets and liabilities to include:

- a. Current cash on hand;
- b. Current bank account amounts;
- c. The amounts of accounts/notes receivable (from paragraph 12) and a list and the amounts of stocks, bonds and other investments;
- d. Real Property (from paragraph 9):
 - 1. Current market value;
 - 2. Balances due;
 - 3. Equity;
 - 4. Amount of monthly payment;
 - 5. Name and address of lien/note holder/obligee;

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6. Date pledged; and
 7. Date of final payment;
- e. Vehicles (models, year, tag numbers and the State of registration):
1. Current market value;
 2. Balances due;
 3. Equity;
 4. Amount of monthly payment;
 5. Name and address of lien/note holder/obligee;
 6. Date pledged; and
 7. Date of final payment;
- f. Machinery and equipment (specify type, model number, etc.):
1. Current market value;
 2. Balance due;
 3. Equity;
 4. Amount of monthly payment; and
 5. Name and address of lien/note holder/obligee;
- g. Merchandise Inventory (specify):
1. Current market value;
 2. Balance due;
 3. Equity;
 4. Amount of monthly payment; and
 5. Name and address of lien/note holder/obligee;
- h. Other assets (specify):
1. Current market value;
 2. Balance due;
 3. Equity;
 4. Amount of monthly payment;
 5. Name and address of lien/note holder/obligee; and
 6. Description;
- i. Liabilities (include notes and judgments):
1. Current balance due;
 2. Amount of monthly payment;
 3. Name and address of lien/note holder/obligee;
 4. Date pledged; and
 5. Date of final payment.

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14. Current Income (on a monthly basis):
- a. Gross receipts from sales, services, etc.;
 - b. Gross rental income;
 - c. Interest;
 - d. Dividends; and
 - e. Other income (specify).
15. Current Expenses (on a monthly basis):
- a. Materials purchased;
 - b. Net wages and salaries;
 - c. Rent;
 - d. Installment payments;
 - e. Supplies;
 - f. Utilities/telephone;
 - g. Gasoline/oil/fuel/(vehicles);
 - h. Repairs and maintenance;
 - i. Insurance;
 - j. Current taxes; and
 - k. Other (specify).
16. State the name, address, telephone number, date and state of incorporation (if applicable) and nature of business of any subsidiary or business related to or affiliated with USR Metals.
17. If USR Metals has any information about other parties who may have information which may assist the Agency in its investigation of the Site or who may be responsible for the generation of, transportation to, or release of contamination at the Site, and such information has not been previously provided to EPA, please provide such information. The information USR Metals provides in response to this request should include the party's name, address, type of business, and the reasons why USR Metals believes the party may have contributed to the contamination at the Site or may have information regarding the Site.
18. Provide copies of all property, casualty and/or liability insurance policies, and any other insurance contracts referencing the site or facility (including, but not limited to, Environmental Impairment Liability, Pollution Legal Liability, Cleanup Cost Cap or Stop Loss Policies, Institutional Controls and Post Remediation Care Insurance).
19. To the extent not provided in Question 18 above, provide copies of all insurance policies that may potentially provide USR Metals with insurance for bodily injury or property damage in connection with the Site and/or USR Metals' business operations (including, but not limited to, Comprehensive General Liability). Include, without limitation, all primary, excess, and umbrella policies.

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20. If there are any such policies from Questions 18 or 19 above of which you are aware but have no copies, identify each such policy to the best of your ability by identifying:
- a. The name and address of each insurer and of the insured;
 - b. The type of policy and policy numbers;
 - c. The per occurrence policy limits of each policy; and
 - d. The effective dates for each policy.
21. Identify all insurance brokers or agents who placed insurance for USR Metals at any time during the period being investigated as identified in Question 18 and identify the time period during which such broker or agent acted in this regard.
22. Identify all communications and provide all documents that evidence, refer, or relate to claims made by or on behalf of USR Metals under any insurance policy in connection with the Site. Include any responses from the insurer with respect to any claims.
23. Identify any previous settlements with any insurer in connection with the Site, or for any claims for environmental liabilities during the time period in question. Include any policies surrendered or cancelled by USR Metals or insurer.
24. Identify any and all insurance, accounts paid or accounting files that identify USR Metals' insurance policies.
25. Identify USR Metals' policy with respect to document retention.
26. Describe the corporate relationship and affiliation and state the name, address, telephone number, date and state of incorporation (if applicable) and nature of business of any subsidiary or business related to or affiliated with USR Metals, including, but not limited to: Metreal Corporation, USR Chemical Products, Inc., USR Lighting Products, Inc., Safety Light Corporation, USR Industries, Inc., Unatco Funding Corporation, Isolite Corporation, Shield Source Incorporated, Lime Ridge Industries, Inc., and U.S. Natural Resources, Inc.
27. For each corporation, partnership, business or business entity identified in response to question 26, complete a separate copy of the form attached in Appendix B to this letter titled "Financial Statement of Corporate Debtor."

Authority to require submission of this type of information has been given to EPA by Congress under Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. § 9604(e).

Section 104 of CERCLA, 42 U.S.C. § 9604, authorizes EPA to pursue penalties for failure to comply with that section or failure to respond adequately to required submissions of information. In addition, providing false, fictitious or fraudulent statements or representations may subject USR Metals to criminal penalties under 18 U.S.C. § 1001. The information USR Metals provides may be used by EPA in administrative, civil, or criminal proceedings.

USR Metals is entitled to assert a claim of business confidentiality covering all or any part of the submitted information, in the manner described in 40 C.F.R. § 2.203(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. If a claim of business confidentiality is not asserted at the time the required information is submitted to EPA, EPA may make this information available to the public without further notice to USR Metals. Further, if for any reason USR Metals does not provide all information responsive to this letter, in its answer to EPA it must: (1) describe specifically what was not provided, (2) supply to EPA a clear identification of the document(s) not provided, and (3) provide to EPA an appropriate reason why the document(s) was not provided.

EPA may contract with one or more independent contracting firms (see attached list of EPA contractors and cooperative agreement grantees) to review the documentation, including documents which USR Metals claims are confidential business information ("CBI"), which it submits in response to this information request, depending on available agency resources. Additionally, EPA may provide access to this information to (an) individual(s) working under (a) cooperative agreement(s) under the Senior Environmental Employment Program (SEE Enrollees). The SEE program was authorized by the Environmental Programs Assistance Act of 1984 (Pub. L. 98-313). The contractor(s) and/or SEE Enrollee(s) will be filing, organizing, analyzing and/or summarizing the information for agency personnel. The contractors have signed a contract with EPA that contains a confidentiality clause with respect to CBI that they handle for EPA. The SEE Enrollee(s) is working under a cooperative agreement that contains a provision concerning the treatment and safeguarding of CBI. The individual SEE enrollee has also signed a confidentiality agreement regarding treatment of CBI. Pursuant to CERCLA, 42 U.S.C. § 9604(e)(7), and EPA's regulations at 40 C.F.R. § 2.310(h), EPA may share such CBI with EPA's authorized representatives which include contractors and cooperators under the Environmental Programs Assistance Act of 1984. (See 58 Fed. Reg. 7187 (1993)). If USR Metals has any objection to disclosure by EPA of documents which it claims are CBI to any or all of the entities listed in the attachment, USR Metals must notify EPA in writing at the time it submits such documents.

This required submission of information is not subject to the approval requirements under the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

We appreciate and look forward to USR Metals' prompt response to this letter. Any questions USR Metals may have regarding the current status of this Site in the Superfund process can be directed to Mitch Cron, the Site Remedial Project Manager at (215) 814-3286.

If, for a particular reason, USR Metals is hesitant to answer this letter because it is concerned about public disclosure of its name in connection with the information it is required to submit, please clearly advise EPA in the response that you request confidential treatment of USR Metals' identity. EPA cannot guarantee confidentiality and does not encourage such a request, but we recognize that it may be appropriate in certain instances. In the event that USR Metals does request confidential treatment of your identity, EPA will evaluate whether such confidential treatment is warranted in this case. Please do not request confidential treatment of your identity unless you believe it is necessary.

All documents and information should be sent to:

Harry R. Steinmetz (3HS62)
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

If you have any questions, please feel free to contact Mr. Steinmetz at (215) 814-3161. Legal questions can be directed to Humane Zia, the Site attorney, at (215) 814-3454.

Sincerely,



Laura B. Janson, Chief
Cost Recovery Branch

Enclosure

cc: Humane Zia (3RC41)
Mitch Cron (3HS21)
Dennis Matlock (3HS32)
Craig Olewiler (PADEP)
Larry Newcomber (PADEP)
Jeff Whitehead (PADEP)
Robert Prince (NRC)

List of Contractors That May Review Your Response

- Chenega Technical Products
Contract #EP-S3-04-01
Subcontractor to Chenega Technical Products is DPRA.
 - Tetra Tech EM, Inc. -
Contract #68-S3-0002
Subcontractor to Tetra Tech EM, Inc. is:
Eagle Instruments, Inc.
 - Ecology and Environment, Inc. -
Contract #68-S3-0001
Subcontractor to Ecology and Environment, Inc. is:
S & S Engineers, Inc.
 - IT Corporation - Contract #68-S3-00-06
Subcontracts to IT Corporation are:
Weavertown Environmental Group
Environmental Restoration Company
 - Earth Tech, Inc. -
Contract #68-S3-00-07
Subcontractors to Earth Tech, Inc. are:
Industrial Marine Services, Inc.
Cline Oil
Hertz Equipment Rental
 - Tetra Tech NUS Inc. -
Contract #68-S6-3003
Subcontractors to Tetra Tech NUS Inc. are:
Gannett Fleming, Inc.
Dynamic Corporation
C. C. Johnson & Malhotra, P.C.
 - CDM-Federal Programs Corporation -
Contract #68-S7-3003
Subcontractors to CDM-Federal Programs Corporation are:
Tetra Tech EM, Inc.
Robert Kimball & Associates
PMA & Associates
Home Engineering
Pacific Environmental Services
 - Black and Veatch Waste Science and Technology Corporation/Tetra Tech, Inc. - Contract #68-S7-3002
Subcontractor: Enviro Consultants Group
 - Tech Law, Inc. - Contract #EP-S3-04-03
 - WRS Infrastructure & Environment, Inc. -
Contract # 68-S3-03-02
 - Kemron Environmental Services
Contract # 68-S3-03-05
 - Industrial Marine Services, Inc.
Contract # 68-S3-03-03
 - Guardian Environmental Services, Inc.
Contract # 68-S3-03-04
 - Booz-Allen & Hamilton
Contract # GS-10F-0090J (GSA Schedule)
- List of Inter-Agency Agreements**
- General Services Administration
CERCLA File Room
Contractor: Booz-Allen & Hamilton
 - General Services Administration
Spectron Superfund Site
Contractor: Booz-Allen & Hamilton
 - General Services Administration
Breslube Penn Superfund Site
Contractor: Booz-Allen & Hamilton
- List of Cooperative Agreements**
- National Association of Hispanic Elderly - #CQ-822511
 - AARP Foundation (Senior Environmental Employment) -
#824021
#823952
 - National Older Work Career Center, Inc.
(NOWCC)- #CQ-830919

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Mr. Ralph McElvenny, JR.

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USR Metals, Inc.

Street
or PO

350 Post Oak Boulevard, Suite 525

City, State

Houston, TX 77027

PS Form 3800, January 1990 Edition